

Meeting of the
IDAHO BOARD OF NURSING
Double Tree Club Hotel – 475 W Park Center Blvd.
Boise, Idaho

January 26-27, 2006

MINUTES

Time and Place

A regular meeting of the Idaho Board of Nursing was held on January 26-27, 2006, in Boise, Idaho.

Presiding

Randall Hudspeth, RN, NP, CNS, Chairman

Call to Order

The meeting was called to order at 9:09 AM, Thursday, January 26, 2006, by Randall Hudspeth, Chairman.

Those Present
Board

Randall Hudspeth, NP, CNS, Boise, Chairman
Janine Baxter, RN, Post Falls
Karen Ellis, RN, Pocatello
Analyn Frasure, LPN, Pocatello
Jill Howell, RN, Jerome, Vice-Chairman
Linda Humphrey, Consumer, Jerome
Ridon Jones, LPN, Idaho Falls
Shirley Meyer, RN, Meridian
Susan Odom, RN, Moscow

Staff

Sandra Evans, MAEd, RN, Executive Director
Judy Nagel, MS, RN, Associate Director
Chanel Johnson, MN, RN, Investigator
Linda Coley, Management Assistant
Kay Christensen, Deputy Attorney General

Consent Agenda
Motion

The Consent Agenda was adopted as presented. The Consent Agenda included information regarding the following items:

Information Exchange

- A. Approval of Minutes of the November 10-11, 2005, meeting as printed.
- B. Reports by Sandy Evans on her attendance at the following meetings:
 - 1. Idaho Nursing Workforce Center Planning Workshop held December 14, 2005 in Boise.
 - 2. Idaho Alliance of Leaders in Nursing (IALN) Board of Directors meeting held November 22, 2005, in Boise by teleconference.

3. Nurse Licensure Compact Administrators held December 12, 2005, by telephone conference.

- C. Articles re: Nurse Shortage
- D. NCSBN 2005 Environmental Scan

Governance/Organization

- A. Status of Pending Fee Rules
- B. Plan for Board involvement in the 2006 NCSBN Annual Meeting and Delegate Assembly
- C. Informational Items:

1. Report of Staff Activities for the period October 15, 2005 through December 31, 2005, including progress towards accomplishment of strategic goals.
2. Financial Report for the Second Quarter – FY 2006
3. Strategic Plan Status Report for the period October 1, 2005 – December 31, 2005.
4. Special Projects Update – December 2005
5. NCSBN Activities Update – December 2005
6. Report of Board of Nursing Retreat –January 2006

Practice/Discipline

- A. Letter from Progressive Nursing
- B. Affirmation of Licensure Denials
 - a. Patricia Elkin – Case D-05-04
 - b. Richard Haynes – Case D-06-01
- C. Mandatory on-line renewal survey results
- D. APPN Continuing Education Audit Report - 2005

Governance/Organization

Selection of
Delegates for 2006

A motion was made and carried to select the following as voting delegates for 2006 for the National Council of State Boards of Nursing:

Delegates

Randy Hudspeth
Susan Odom

Alternate Delegates

Ridon Jones – 1st Alternate
Judy Nagel – 2nd Alternate

Approval of Travel
Motion

A motion was made and carried, to approve the following travel, including related expenses:

Mid-Year Meeting – March 13-15, 2006 – Chicago, IL

Randy Hudspeth

Susan Odom

Ridon Jones

Judy Nagel

Approval of Travel

NLC Discipline and Legal Counsel Summit - July 10, 2006 -
Chicago, IL
Chanel Johnson
Cheri Bush
Judy Nagel

NCSBN Annual Meeting and Delegate Assembly - August 1-4,
2006 - Salt Lake City, UT

The NCSBN will be funding the registration, travel and lodging expenses for the two voting delegates. A motion was made and carried, to approve the expenses for registration, travel, lodging and related expenses for the remaining Board members and two staff members.

Legislative Update

Sandy Evans, Executive Director, presented the legislative update on activities of the 2006 Idaho legislature.

Results of Board
Retreat

Susan Odom, Board member, presented a report of the Board Retreat held on January 5-6, 2006. The Board appointed a Task Force of Board members and Board staff to develop a plan to facilitate efforts toward addressing the nurse shortage in Idaho. Members of the task force are: Susan Odom, Janine Baxter, Shirly Meyer, Randy Hudspeth, Ridon Jones, in addition to Board staff. A report of the Task Force will be presented to the Board at their April meeting.

Discussion of Core

Sandy Evans presented information on the NCSBN research project, Commitment to On-going Regulatory Excellence (CORE). Board members appointed a sub-committee to evaluate and initiate CORE recommendations and coordinate with the Strategic Plan. Board members appointed to the sub-committee are Jill Howell, Karen Ellis, and Linda Humphrey.

Call for
Nominations -
NCSBN

During the Annual Meeting and Delegate Assembly to be held in August 2006, officers of the NCSBN will be selected. The NCSBN has requested that interested individuals submit their names for the ballot. Randy Hudspeth has indicated interest in running for the Director-at-Large position.

Executive Session

A motion was made and carried, to enter into an Executive Session, under Idaho Code 67-2345 (1) (d) at 10:49 am, January 26, 2006, to discuss the assessment of the Executive Director. Following their return from Executive Session at 11:08 am, a motion was made and carried, that the Annual Assessment of Sandra Evans, Executive Director, be approved as achieving performance standards. The compensation adjustment is to be at a rate of 4.5%.

*Practice/Discipline*APPN Phase I
Audit Peer Review

Judy Nagel, Associate Director, reported that 100% of advanced practice professional nurses complied with the Phase I Peer Review Audit . Phase II of the audit is currently in process.

APPN Focused
Practice Audit

Judy Nagel, Associate Director, reported on the progress of the focused APPN practice audit to determine if there are APPNs practicing outside their scope. Judy Farnsworth, has been contracted to develop the instrument to solicit information from licensees. Board members requested that Dr. Farnsworth present her plan and survey instrument at the next Board meeting.

Frequently Asked
Questions

Judy Nagel provided examples of questions that are frequently received at the Board office and how she assists the caller in determining the answers to questions. Ms. Nagel walks the caller through the decision or delegation model so that the caller can determine the correct action.

Report of PRN
Committee Meeting

Karen Ellis, RN, Chairperson, presented a report of the meeting of the Advisory Committee of the Program for Recovering Nurses held on January 20, 2006. The Board members reviewed the significant activities of the Committee including the recommendation for the revocation of licensure for one participant, and the acceptance of the Report of Assessment of the Performance of Southworth Associates for the period November 2004 through November 2005. Following Ms. Ellis' report, the Board accepted the Report of the Assessment and issued an Order of Revocation for Ruth Goicoechea, N-13824, Case 02-056 for non-compliance with program requirements.

Discipline Review
by Legal Counsel

Kay Christensen, Deputy Attorney General, presented information regarding the requirements for Petitions for Reconsideration.

Petitions for
Reconsideration

Dean Merritt, D-05-02 – A hearing was held before the Board at 2:30 pm on January 26, 2006, during which Mr. Merritt presented the stipulation agreement from the Montana Board of Nursing, and information regarding the action against his Montana license.

Following review of the testimony, and additional information received from the Montana Board of Nursing, a motion was made and carried that since Mr. Merritt meets the requirements for licensure by examination, his application for licensure will be considered as an applicant for initial licensure. The Board then took action to issue a limited license with conditions valid for one-year. At the end of one year of satisfactory monitoring, a renewable license will be issued to be marked valid only in Idaho.

Patricia Elkin, D-05-04 – Ms. Elkin did not submit new evidence in support of her request for reconsideration; the Board therefore, took action to affirm the denial of licensure issued December 1, 2005.

EITC Program

Bonnie Burlage, Driggs, Idaho and Martha Elliott, Ashton, Idaho made a presentation to the Board in support of the professional nurse program being proposed by Eastern Idaho Technical College, Idaho Falls. The program is scheduled for survey on February 24, 2006, following which the report will be presented to Board members during a conference call to be held on March 22, 2006.

Licensure

Non-Routine
Applications
Executive Session

In accordance with Idaho Code Section 67-2345 (1) (d), a motion was made and carried to enter into Executive Session at 1:40 pm on January 26, 2006, for the purpose of reviewing information applicable to the requests for licensure that are exempt from disclosure.

Motion

Following closure of the executive session at 1:59 pm, the following action was taken:

Case EN010601-Paul – issue a renewable professional nurse license

Case EX010601-Karl – When he passes NCLEX-RN, remove the graduate nurse restrictions from his temporary license and issue an unrestricted temporary license until his court-ordered probation has been satisfactory completed.

Case AP-010601-Robyn - Deny the request to waive the requirement for national certification for APPN licensure.

Request for
Reinstatement

Board members reviewed the information presented on behalf of the applicant, Ginny Steiner, PN-9149, Case 01-036, who was requesting reinstatement of licensure following disciplinary action. Following discussion, a motion was made and carried, that:

- A. A conditional temporary license, valid for 90 days, be issued to allow for completion of 80 hours of supervised practice in order to meet the out-of-practice requirements. Following satisfactory completion of the required supervised practice, a limited LPN license, valid for 3 years, be issued with monitoring conditions.
- B. Upon compliance with monitoring conditions and at the time of expiration of the conditional limited license, issue a renewable license.

Board members reviewed the information presented on behalf of the applicant, Karen Gneiting, N-28653, Case 02-035, who was requesting reinstatement of licensure following disciplinary action. Following discussion, a motion was made and carried, to:

- A. Deny the request for reinstatement at this time based on current felony probation and a period of sobriety of only ten months; and, that prior to consideration of further requests for reinstatement, evidence of court release from probation and at least 12 months of sobriety must be provided.

Board members reviewed the information presented on behalf of the applicant, Mary Ann Rogers, N-21152, Case 97-035, who was requesting reinstatement of licensure following disciplinary action. Following discussion, a motion was made and carried, that:

- A. A limited RN license, valid for 3 years, be issued with monitoring conditions.
- B. Upon compliance with all conditions and at the time of expiration of the conditional limited license, issue a renewable license.

Continued
Discussion
Re-Entry
Competency

Sandra Evans presented information on licensure candidates who do not meet specified requirements for licensure, but might otherwise be considered competent practitioners. Following discussion, Board members determined that at this time, no modifications would be made to the requirements for licensure.

Education

Idaho State University

Carol Ashton, Chair, Department of Nursing, Idaho State University met with the Board members to discuss key issues including the Doctor of Nursing Practice degree, Clinical Nurse Leader Option, and the future of nursing in Idaho.

Review of Site Visit - LCSC

Sandy Evans presented the report of the final On-Site Survey of Lewis-Clark State College, Associate Degree Practical Nursing Program, Lewiston, Idaho conducted December 12, 2005. Following the Board's review, a motion was made and carried to accept the report and grant full approval to the AAS Practical Nursing Program at Lewis-Clark State College, Lewiston until June 2014.

Additional Business

Open Forum

Time for an open forum was provided between 9:30 am and 10:00 am on Friday, January 27, 2006. One student from the nursing program at Idaho State University/Boise was present. There being no presentations, the meeting continued as scheduled.

Licenses Issued

Under the responsibilities delegated to the Executive Director, professional and practical nurse licenses were issued by interstate endorsement, examination, reinstatement and emeritus to the following persons since the November 10-11, 2005 meeting of the Board. See pages: 3382-3386.

Under the responsibilities delegated to the Executive Director, advanced practice professional nurse licenses were issued to the following persons since the November 10-11, 2005 meeting of the Board. See page: 3387.

Adjournment Motion

A motion was made and carried that the meeting be adjourned. Meeting adjourned at 1:23 PM, Friday, January 27, 2006.

Chairman

Vice-Chairman